

RESTRICTION PRESENTED

The claims have been restricted into the following groups of inventions:

<u>Groups</u>	<u>Claims</u>	<u>Subject Matter</u>
I	1-31	A recombinant adenovirus encoding one or more AAV REP78/68 polypeptides under control of an inducible promoter.
II	32-69	A system for production of rAD comprising an adenovirus encoding one or more AAV rep78/68 polypeptides and a second rAD comprising a gene of interest and AAV ITR flanking the gene of interest and a host cell comprising both rAD and helper functions.
III	70-119	A method for producing a rAD using an adenovirus encoding one or more AAV rep 78/68 polypeptides and a second rAD comprising a gene of interest and AAV ITR flanking the gene of interest and a host cell comprising both rAD and helper functions.

APPLICANTS' ELECTION

Applicants hereby elect the invention of Group I, claims 1 through 31, drawn to a recombinant adenovirus encoding one or more AAV REP78/68 polypeptides under control of an inducible promoter, for prosecution at this time.

REMARKS

Claims 1-119 are now pending in the subject U.S. patent application. Claims 1-119 as filed have been subjected to a Restriction/Election Requirement.

In response to the Restriction/Election Requirement, applicants have elected the claims of Group I, claims 1-31, for prosecution at this time.

Application Serial No.: 10/501,756

Applicants hereby reserve the right to file one or more divisional patent applications directed to the unelected subject matter. Applicant also reserves the right to request rejoinder of presently unelected subject matter as might be appropriate as prosecution progresses.

CONCLUSIONS

Should there be any minor issues outstanding in this matter, the Examiner is respectfully requested to telephone the undersigned attorney. Early passage of the subject application to issue is earnestly solicited.

DEPOSIT ACCOUNT

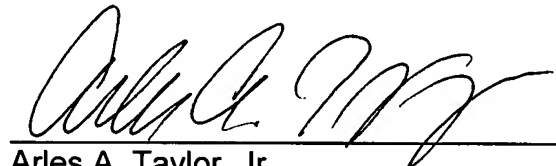
The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

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Date: September 14, 2007

By:



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